

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number 0540-1063
Applicant(s):	Emile LOPEZ	Conf.: 4673
Application #:	10/588,763	Filed: October 4, 2006
Title: METHOD AND DEVICE FOR HEATING WORN ROAD COATING MATERIALS		
Group Art Unit: 1774	Examiner: Andrew Janca	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated **December 22, 2010** rejecting the following claims: **5, 7 and 9.**

The fee for this Notice of Appeal is: **\$540.00**

If I have checked one of the boxes below, then this is also a petition for an extension of time under 37 CFR 1.136(a) to reply to the rejection:

Extension of time requested for:	Non-small entity fee for extension of time:
<input checked="" type="checkbox"/> - 1 Month	\$130.00
<input type="checkbox"/> - 2 Months	\$490.00
<input type="checkbox"/> - 3 Months	\$1,110.00
<input type="checkbox"/> - 4 Months (if available)	\$1,730.00

The sum of the fee for the Notice of Appeal and the fee for any extension of time is: **\$670.00**

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: **\$335.00**
- A check in the amount of the fee is enclosed.
- The required filing fees are being paid simultaneously herewith by credit card.
- The Commissioner is hereby authorized to charge any fees, deficiency, or credit any overpayment which may be required, to our credit card or Deposit Account No. 25-0120.

Respectfully submitted,

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 April 21, 2011